

TEMPORARY

No. 69636-T

2nd AMENDED

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office FEB 24 2003
Returned to applicant for correction MAR 12 2003
Corrected application filed MAR 28 2003
Map filed AUG 16 1996 under 62265

The applicant **Kyle Canyon Water District**, hereby makes application for permission to change the **point of diversion** of water heretofore appropriated under a **portion of Permit 62268**

1. The source of water is **underground**
2. The amount of water to be changed **15 acre-feet per annum**
3. The water to be used for **municipal**
4. The water heretofore permitted for **municipal**
5. The water is to be diverted at the following point **Located within the SE¼ SE¼, Section 26, T.19S., R.56E., M.D.B.&M., or a point that bears N. 32°27'18" W., a distance of 993.312 feet from the SE corner of said Section 26.**
6. The existing permitted point of diversion is located within **NW¼ SE¼, Section 26, T.19S., R.56E., M.D.B.&M., or at a point from which the SE corner of said Section 26 bears S. 45°49'24" E., a distance of 2,948.10 feet. (map filed August 16, 1996 under Permit 62265)**
7. Proposed place of use **N½ NW¼, N½ NE¼, Sec. 32 and Sec. 31 all located in T.19S., R.57E., and NW¼, NE¼ Sec. 36, SW¼ Sec. 25, E½ SE¼, NW¼ SE¼ Sec. 26 all located in T.19S., R.56E. (Map filed Aug 16, 1996 under Permit 62265)**
8. Existing place of use **N½ NW¼, N½ NE¼, Sec. 32 and Sec. 31 all located in T.19S., R.57E., and NW¼, NE¼ Sec. 36, SW¼ Sec. 25, E½ SE¼, NW¼ SE¼ Sec. 26 all located in T.19S., R.56E. (Map filed Aug 16, 1996 under Permit 62265)**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Deep well, pipeline, storage tank, and distribution system.**
12. Estimated cost of works **\$400,000.00**
13. Estimated time required to construct works **One Year**
14. Estimated time required to complete the application of water to beneficial use **Temporary Permit**
15. Remarks: **This temporary application will change the point of diversion of a portion of Permit 62268 for one year. The water will be used to drill and develop a new well.**

By **Greg A. Febbo**
s/Greg A. Febbo
1900 E. Flamingo Rd., Suite 180
Las Vegas, NV 89119

Compared cmf/cac dl/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 62268 is issued subject to the terms and conditions imposed in said Permit 62268 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 62265, 62266, 62267, 62268 and Temporary Permits 69636-T, 69637-T, 69638-T and 69639-T shall not exceed 480.90 acre-feet annually.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on May 19, 2004 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.021 cubic feet per second, but not to exceed 15.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed on or before:

Water must be placed to beneficial use on or before:

Proof of the application of water to beneficial use shall be filed on or before:

Map in support of proof of beneficial use shall be filed on or before:

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 20th day of May A.D. 2003


State Engineer

EXPIRED
DATE MAY 19 2004 DR

TEMPORARY

